

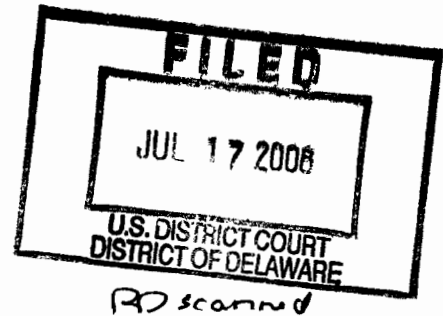
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

Jimmie Lewis

v.

ID NO. 06-778 (GMS)

THOMAS L. CARROLL, ET AL



EXHIBITS IN SUPPORT OF
PRELIMINARY INJUNCTION # 3
PURSUANT TO FED R. CIV P# 65

DATE: 7/15/08

Jimmie Lewis
Jimmie Lewis
SBI # 506622
J.T.V.C.
1181 Paddock Rd
Smyrna, DE 19977

- 1.) THE DEFENDANTS TRIED TO DO TO ME WHAT THEY DID TO DEMETRIUS CALDWELL
- 2.) I WAS NEXT DOOR TO LOUIS CHANCE JR INFIRMARY SEPT 2003 JUST BEFORE HE DIED.
- 3.) I WAS NEXT DOOR TO DEMETRIUS CALDWELL INFIRMARY D.C.C FROM 12/14/07 THRU 1/22/08 WHEN HE WAS KILLED ON JAN 10, 08
SEE GRIEVANCE # 163148. AND 163149.
AND THE GRIEVANCES NOTED IN # 162824
- 4.) THE DEFENDANTS HAVE TAKEN ME OFF PROTECTIVE CUSTODY, WITHOUT MY WRITTEN CONSENT
- 5.) THE DEFENDANTS HAVE ADMINISTERED THE LETHAL PHARMACEUTICAL DRUGS ~~NAME~~ SODIUM THIOPTHAL, (THE ANESTHETIC), PANCUROMIUM BROMIDE, (THE PARALYZING AGENT), AND POTASSIUM CHLORIDE (THE DRUG THAT CAUSES DEATH) IN VARIOUS DIFFERENT MANNERS, IN MY FOOD, JUICE, COFFEE, SATURATING MY LEGAL DOCUMENTS AND PAPER - BLANKET AND ~~BURIAL~~ SECURITY GOWN AND SECURITY BLANKET, SEEKING TO SHUT MY BODILY ORGANS DOWN. AND OR BY OPENING MY ASSIGNED CELL FOR AN INMATE THEY HAVE COMMISSIONED TO DO ME PHYSICAL HARM WITH A WEAPON.

- 6.) DEFENDANTS REPEATEDLY OPEN MY ASSIGNED CELL DOOR, (SITU 17, C111), AT ALL TIME OF THE DAY AND OR NIGHT, TOTALLING (5) TIMES SINCE MAY 23, 08, IN VIOLATION OF SECURITY POLICY. SAID DRUGS ARE ALSO ADMINISTERED IN ORDER TO INDUCE ME INTO A STATE OF SLEEP, IN ORDER TO ALLOW INMATES THEY COMMISSIONED TO DO ME PHYSICAL HARM WITH A WEAPON. THEY WERE OPENING UP SITU 17, C14 AND C13 NOW THEY HAVE COMMISSIONED C16 TO DO THEIR DIRTY WORK. C/O'S M. REYNOLDS, TILGMAN, JACK EVANS, BROWN, ~~AND~~ BOROMEE AND C/O SEATON, FOR WHICH IS A CONTINUING MATTER.
- 7.) THE DEFENDANTS SPECIFICLY BROUGHT ME BACK TO DCC ~~WHO ORDERED ME TO BE~~ ~~AND ORDERED~~ FROM D.P.C IN ORDER TO TREAT ME AS A "I.S.D.P", DUE TO MY SUPPOSED TO BE LEVEL (4) STATUS, FOR WHICH THE PURPOSELY MISINTERPRET MY SENTENCE IN ORDER TO DO ME IRREPARABLE HARM BECAUSE I FILED CIVIL COMPLAINTS. SEE MY SENTENCING JUDGE - P.L.A FEB 20, 08 NOTATION AND CAPT M. MCCREANORS 3/31/08 NOTATION BECAUSE OF THE DEFENDANTS INDIFFERENCE I SUFFERED IRREPARABLE HARM OF MISSING MY MOTHERS FUNERAL. WITH MY FATHER ALSO BEING TERMINALLY ILL, I WILL AGAIN BE IRREPARABLE HARMED.

° RELIEF SOUGHT :

DUE TO MY 1ST, 8TH, 6TH, 4TH AND 14TH
U.S. CA RIGHTS BEING VIOLATED BY

THE DEFENDANTS, I SEEK ~~AN~~ AN ORDER
OF MANDAMUS TO COMPEL THE DEFENDANTS
TO TRANSFER ME TO MY CORRECT LEVEL OF
COMMITMENT. LEVEL 3 PROBATION.

I SEEK TO BE PLACED IN PROTECTIVE
CUSTODY, 5H418, B UNIT.

I SEEK PUNITIVE DAMAGES FOR
PAIN AND SUFFERING 10 MILLION DOLLARS

JTVCC James T. Vaughn Correctional Center
 Smyrna Landing Road
 SMYRNA DE, 19977
 Phone No. 302-653-9261

Date: 07/10/2008

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

Offender Name : LEWIS, JIMMY	SBI# : 00506622	Institution : JTVCC
Grievance # : 163149	Grievance Date : 07/01/2008	Category : Individual
Status : Unresolved	Resolution Status :	Resol. Date :
Grievance Type: Health Issue (Medical)	Incident Date : 05/01/2008	Incident Time :
IGC : Dutton, Matthew	Housing Location : Bldg 17, Upper, Tier C, Cell 11, Single	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate Claims: The inmate death toll has Quadrupled due to Dr. Dale Rogers failure to medicate, provide therapy, allowing disease to incubate, mutate and progress until untreatable, in order to save CMS money. Dr. Dale Rogers is judge, jury and executioner who administers lethal pharmacy utical drugs to terminally ill inmates; inmates deemed medically expensive, and or are considered a judicial and or an alleged disciplinary dilemma to DOC staff and or DCC administration. Dr. Dale Rogers has a license to kill inmates, has killed inmates, and will continue to kill inmates without being held accountable, by covering up murders she and security commit by not ordering an autopsy, under the guise inmate died of aids related complications. Simultaneously covering up four play, negligence and saving CMS up to \$3,000 for each autopsy, murder INC.

Remedy Requested : For me to have a mandatory autopsy; due to my not being a terminally ill inmate, who openly claims deliberate indifference form CMS staff and DOC and DCC security and administrative personnel i.e., (civil action complains No 5-013 GMS 04-1350 GMS and 06 778 GMS), specifically toxicology for pharmaceutical drugs and or chemicals.

INDIVIDUALS INVOLVED

Type	SBI #	Name

ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : YES	Date Received by Medical Unit : 07/10/2008
Investigation Sent : 07/10/2008	Investigation Sent To : Parker, Claudia DR
Grievance Amount :	

JTVCC James T. Vaughn Correctional Center
 Smyrna Landing Road
 SMYRNA DE, 19977
 Phone No. 302-653-9261

Date: 07/10/2008

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

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Grievance # : 163148	Grievance Date : 07/01/2008	Category : Individual
Status : Unresolved	Resolution Status :	Resol. Date :
Grievance Type: Health Issue (Medical)	Incident Date : 07/01/2008	Incident Time :
IGC : Dutton, Matthew	Housing Location : Bldg 17, Upper, Tier C, Cell 11, Single	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate Claims: During my admission in the infirmary May 1, 2008 thru May 22, 2008 someone saturated my security blanket, security to be and mattress with pharmaceutical chemical drugs; I have good reason to believe are "Sodium Thiopental, (The Anesthetic", Pancuronium Bromide, (The Paralyzing agent), and potassium-Chloride, (the drug that causes death), for which caused me throbbing headaches, blurry vision, blood shot red eyes, low blood oxygen, and shortness of breath, etc. During my admission in the infirmary dating Dec 14, 2007 there Jan 22, 2008, inmate Demetrius Caldwell complained to myself and medical of the identical symptoms.

Remedy Requested : For this matter to be investigated for violation of DOC policy and procedures, as well as violation of my USCA rights.

INDIVIDUALS INVOLVED

Type	SBI #	Name

ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : YES	Date Received by Medical Unit : 07/10/2008
Investigation Sent : 07/10/2008	Investigation Sent To : Parker, Claudia DR
Grievance Amount :	

DCC

ster

Date: 06/12/2008

GI

OFFENDER

Offender Name : LEWIS, JIMMY

Grievance # : 160195

Status : Withdrawn

Grievance Type: Health Issue (Medical)

IGC : Dutton, Matthew

OFFENSE

Description of Complaint: Inmate Claims: During my stay at DCC, I experienced symptoms of a persistent headache, high blood pressure, high pulse, and dizziness (which continues,) due to being in a cell with no ventilation. I requested to be moved to a different cell.

Remedy Requested : To be given a Toxicology Screen for drugs and or poisons and environmental health products.

INDIVIDUALS INVOLVED

Type

SBI #

ADDITIONAL INFORMATION

Medical Grievance : YES

Investigation Sent : 06/03/2008

Grievance Amount :

INFORMATION

Institution : DCC

Category : Individual

Resol. Date :

Incident Time :

17, Upper, Tier C, Cell 11, Single

From 5/1/08 thru 5/22/08 I experienced symptoms of a persistent headache, blurry vision, extremely low blood pressure, high pulse, and dizziness (which continues,) due to lack of oxygen to my brain, (for which I requested to be given chemicals that are shutting my vital organs down.) I requested to be moved to a different cell, but my request was denied.

I requested to be given the results of how the toxins in the cell are affecting my hygiene products.

Unit : 06/03/2008

: Moore, Ronnie

JTVCC James T. Vaughn Correctional Center
 Smyrna Landing Road
 SMYRNA DE, 19977
 Phone No. 302-653-9261

Date: 07/08/2008

GRIEVANCE REPORT

OFFENDER GRIEVANCE INFORMATION

Offender Name : LEWIS, JIMMY	SBI# : 00506622	Institution : JTVCC
Grievance # : 162824	Grievance Date : 06/17/2008	Category : Individual
Status : Non Grievable	Resolution Status :	Resol. Date :
Grievance Type: Grievance Process	Incident Date : 06/17/2008	Incident Time : 19:53
IGC : Dutton, Matthew	Housing Location : Bldg 17, Upper, Tier C, Cell 11, Single	

OFFENDER GRIEVANCE DETAILS

Description of Complaint: Inmate claims: On 6/17/08 I recieved grievance #'s 160192, 160195, 160287, 160190, 158008 with the status deemed withdrawn? Due to my allegedly refusing to come out of my assigned cell. Denied by grievant. I have not been notified that I was having a grievance hearing.

Remedy Requested : For the aforementioned grievances to be investigated as stated in order to obtain an exceptable resolution.

INDIVIDUALS INVOLVED

Type	SBI #	Name
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ADDITIONAL GRIEVANCE INFORMATION

Medical Grievance : NO	Date Received by Medical Unit :
Investigation Sent :	Investigation Sent To :
Grievance Amount :	



Office of Treatment Services

Security Housing Unit

Delaware Correctional Center

Smyrna, Delaware 19977

To: Lewis, Jimmy SBI#: 00506622

From: Counselor Linda Kemp Date: 6/19/08

Re: Quality of Life Level Review/Placement

This is to inform you that the Quality of Life Level Review Committee has reviewed your status.

☐ You have been assigned Quality of Life Level _____. This is an initial level placement.

☒ Your current Quality of Life Level is **PC3**. The decision of the Committee is to:

☐ Upgrade your Quality of Life Level to Quality of Life Level _____.
or

☐ Your Quality of Life Level was remained at Quality of Life Level _____.
or

☒ Your Quality of Life Level was downgraded to Quality of Life Level **2**.

The reason for the Committee's decision was based on the following reason(s):

Period of adjustment off PC.

Your new short-term treatment plan is listed below. You are required to successfully complete this plan before your next Quality of Life review. Failure to follow this plan could cause your Quality of Life Level to be reviewed and subsequently it could be lowered. Must successfully complete all programs checked below:

- | | | |
|---|--|---|
| <input type="checkbox"/> Anger Management | <input type="checkbox"/> Pre-Release Programming | <input type="checkbox"/> Managing Your Anger |
| <input type="checkbox"/> Communication Skills | <input type="checkbox"/> Sex Offender Treatment | <input checked="" type="checkbox"/> Self Discovery |
| <input type="checkbox"/> Conflict Resolution | <input type="checkbox"/> Substance Abuse Education | <input type="checkbox"/> Individual Essay Assignments |
| <input type="checkbox"/> Decision Making and Stress | <input type="checkbox"/> Values Training | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Journaling Exercises | <input type="checkbox"/> Violence Reduction | <input type="checkbox"/> MH Monitoring |

Other required goals:

Accept responsibility for self; develop and maintain a positive attitude with staff and others; exhibit positive behavior; comply with all rules, orders, and directives; develop and maintain respect for self, others, and property; participate actively in the individualized treatment plan listed above.

By signing below inmate is acknowledging receipt of above information.

Signed: _____ Date: _____

Cc: Client Book
Inmate

On June 1, 08 and June 19, 08 while Sgt J. Evans and Po Tilgman worked shift 17, I have experienced smelling toxic fumes that caused me persistent headaches, bloodshot red eyes, blurry vision, a shortness of breath that seems to be designed to shut my vital organs down. I perceive that what ever type of chemical substance that Sgt J. Evans and Po Tilgman are exposing me to, is designed to place me into a deep sleep so they can open my assigned cell door in order to allow a inmate whom they have commissioned to receive reduced custody status, can enter my cell in order to do me physical harm. See grievance numbers 158374, 158375, 158379, 158376, 160192, i.e., grievance filed regarding this matter 6/19/08.
cc: D.C.C. Warden Phelps

Judge Gregory M. Sleet 06-778.

G. Cory Falgowski Esq.

Katherine V. Jackson Esq.

Staff LT. Karen Hawkins D.C.C.

Commissioner D.C.C.

Date: 6/19/08.

James Lewis
SBI # 506622

D.C.C.

1181 Radcliff Rd
Brynna, DE 19911

SUPERIOR COURT
OF THE
STATE OF DELAWARE

PEGGY L. ABLEMAN
JUDGE

NEW CASTLE COUNTY COURTHOUSE
500 NORTH KING STREET, SUITE 10400
WILMINGTON, DELAWARE 19801-3733
TELEPHONE (302) 255-0660

February 20, 2008

Mr. Jimmie Lewis
SBI# 506622
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

RE: State v. Lewis
I.D. No. 0305016966

Dear Mr. Lewis:

The "Petition for Order to Compel the Dept of Corr., i.e. Del. Corr Center, to Transfer Petitioner to the Next Level of his Commitment, i.e., Level (4) Plummer Center" is denied. The Court cannot direct the Department of Corrections to make a bed available if one is not. That is precisely why the Court Order specifies that defendant is to "hold at Level V until space is available at Level IV." There are other defendants in the same situation and the Court cannot single out special treatment for you simply because you have written to complain.

Yours very truly,



Peggy L. Ableman

PLA:jmd
cc: Prothonotary



STATE OF DELAWARE
DEPARTMENT OF CORRECTION
DELAWARE CORRECTIONAL CENTER
1181 Paddock Road
SMYRNA, DELAWARE 19977

MEMORANDUM

TO: Lewis, Jimmie #00506622 / SHU 17 AL 1

FROM: Capt. Michael J. McCreanor
Office of Warden Phelps

DATE: March 31, 2008

RE: Letter dated February 21, 2007

Your sentencing order states you are to be held at Level 5 until space becomes available at Level 4. ✓

A check of the SHU Law Library reveals you have been receiving requested legal material and that there are outstanding request. As you were previously informed in grievance 151307 all request are filled in the order they are received.

A handwritten signature in black ink, appearing to read "Michael J. McCreanor", written over a horizontal line.
CAPT. MICHAEL J. MC CREANOR

DELAWARE CORRECTIONAL CENTER
1181 PADDOCK ROAD
SMYRNA, DELAWARE 19977



CLERK OF THE COURT (GMS)
UNITED STATES DISTRICT COURT
844 N. KING ST, SUITE 18
WILMINGTON, DELAWARE
19801

